

# EXECUTIVE COUNCIL OF IOWA

## MINUTES

### FEBRUARY 7, 2011

The Executive Council met in regular session at 10:02 a.m. Room G09 of the Capitol Building with Governor Terry Branstad presiding. Secretary of State Matt Schultz and Auditor of State David Vaudt were present. State Treasurer Michael Fitzgerald and Secretary of Agriculture William Northey were absent.

Regular session  
February 7,  
2011

Moved by Auditor Vaudt and seconded by Secretary Schultz that the Council approve the minutes of the Executive Council and Board of Canvass meetings held January 31, 2011.

Minutes  
Approved

The vote:      Ayes:      Governor Branstad  
   Secretary Schultz  
   Auditor Vaudt  
                         Nays:      None

Travis Baker, Department of Natural Resources was present to request approval for the Department of Natural Resources to transfer ownership of Pine Ridge Recreation Area located in Hardin County Iowa to the Hardin County Conservation Board. Conveyance is by state land patent with a required clause providing for reversion of the land to the State in the event it ceases to be used as a Public Park.

Approved  
Transfer of  
Property

Moved by Auditor Vaudt and seconded by Secretary Schultz that that the Executive Council approve the request.

The vote:      Ayes:      Governor Branstad  
   Secretary Schultz  
   Auditor Vaudt  
                         Nays:      None

Moved by Secretary Schultz and seconded by Auditor Vaudt that the Council approves the requests for Other Than Federal Funds, Federal Funds and Supplemental as listed in the office of the Secretary.

Approved Out-  
Of-State Travel

The vote:      Ayes:      Governor Branstad  
   Secretary Schultz  
   Auditor Vaudt  
                         Nays:      None

Moved by Auditor Vaudt and seconded by Secretary Schultz that the Council approves the travel request change as listed in the office of the Secretary.

Approved  
Travel Request  
Changes

The vote:      Ayes:      Governor Branstad  
   Secretary Schultz  
   Auditor Vaudt  
                         Nays:      None

Moved by Auditor Vaudt and seconded by Secretary Schultz that the Council approve the request from the Department of Justice, Attorney General's office as follows:

Approved  
Outside  
Counsel

The Department of Justice, Attorney General's Office request for appointment of outside counsel pursuant to Iowa Code section 13.3(1) in Debbie Miller v. State of Iowa and Second Injury Fund a worker's compensation case filed by a state employee.

Firm:      Patterson Law Firm, L.L.P.  
Attorney: Ryan Clark  
                 505 5<sup>th</sup> Avenue, Suite 729  
                 Des Moines, IA 50309-2390  
Rate:      \$80.00 per hour

The vote:      Ayes:      Governor Branstad  
   Secretary Schultz  
   Auditor Vaudt  
                         Nays:      None

Moved by Auditor Vaudt and seconded by Secretary Schultz that the Council approve the following cost items:

Approved Cost  
Items

A. Shuttleworth and Ingersoll, P.L.C.....  
    \$10,280.99  
    115 3<sup>rd</sup> Street South East  
    Suite 500  
    Cedar Rapids, IA 52401  
    Mills v. Iowa Board of Regents et al., an employment termination case

B. Coppola, McConville, Coppola, Hockenberg & Scalise, P.C.....\$9,643.50  
    2100 Westown Parkway, Suite 210  
    West Des Moines, IA 50265-1539  
    Campaign Contributions from Fort Dodge Gambling Interests to Governor Culver

C. Dow, Lohnes  
 PLLC.....\$5,484.46  
 1200 New Hampshire Ave NW Suite 800  
 Washington, DC 20036  
Iowa Public Television

The vote:      Ayes:            Governor Branstad  
    Secretary Schultz  
    Auditor Vaudt  
                          Nays:            None

Moved by Auditor Vaudt and seconded by Secretary Schultz that the Council approve the request from the Attorney Generals' office on behalf of the Department of Revenue to expend \$100,000.00 from the Litigation Expense Fund for third quarter of the 2011 fiscal year.

Approved  
 Litigation  
 Expense Fund

The vote:      Ayes:            Governor Branstad  
    Secretary Schultz  
    Auditor Vaudt  
                          Nays:            None

Moved by a Auditor Vaudt and seconded by Secretary Schultz that the Council approve the following renewal memberships:

Approved  
 Renewal  
 Memberships

- A. Commerce - Insurance in Mid-States Organized Crime Information Center (MOCIC) in the amount of \$100.00 for January 1 - December 31, 2011.
- B. Commerce - Insurance in North American Securities Administration Assoc. Inc. (NASAA) in the amount of \$1,800.00 for January 1 - December 31, 2011.
- C. Corrections in Association of State Correctional Administrators in the amount of \$3,055.00 for January 1 - December 31, 2011.
- D. Economic Development in Midwest U.S. - Japan Association in the amount of \$2,000.00 for January 1 - December 31, 2011.
- E. Iowa Finance Authority in American Land Title Association in the amount of \$6,911.50 for January 1 - December 31, 2011.
- F. Iowa Finance Authority in Iowa Land Title Association in the amount of \$1,300.00 for January 1 - December 31, 2011.
- G. Iowa Workforce Development in Iowa 21(d) Consultation in the amount of \$50.00 for October 1, 2010 - September 30, 2011.

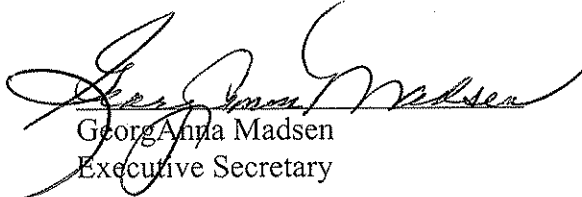
- H. Public Defense in The Association of Energy Engineers in the amount of \$185.00 for January 1 - December 31, 2011.
- I. Human Rights in National Alliance for Partnerships in Equity in the amount of \$100.00. This membership renewal was approved at the November 22, 2010 Executive Council meeting. The dates of the renewal period were incorrect. This request is to correct the time period covering July 1, 2010 – July 1, 2011.

The vote:      Ayes:      Governor Branstad  
   Secretary Schultz  
   Auditor Vaudt  
                         Nays:      None

The meeting was adjourned at 10:15 a.m.

Meeting  
adjourned

Respectfully submitted,

  
GeorgAnna Madsen  
Executive Secretary